

Heinz Heckerroth, California Transportation Foundation (CTF), reported on the CTF's upcoming events. The Transportation Forum is scheduled for March 2 and the Tranny Awards luncheon is scheduled for May 25. The deadline for Tranny Award nominations is March 1. Mr. Heckerroth announced that a total of \$10,000 has already been collected for the "Tsunami Disaster Fund" that has been established for infrastructure reconstruction.

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Executive Director Diane Eidam asked staff to summarize the Wednesday, January 19, 2005, FY 2004-05 STIP/SHOPP Allocation Criteria workshop. Deputy Director Stephen Maller reviewed the project allocation criteria discussed at the workshop. Mr. Maller presented a handout that combined the previous day's separate STIP and SHOPP allocation plan numbers into one list. Mr. Maller recommended that the Commission adopt the allocation plan priorities, as outlined by staff at the January 19, 2005 workshop:

- Limit allocations to projects programmed in the SHOPP and STIP for 2004-05. Limit allocations to projects and project components that are ready to vote no later than the Commission's May 26 meeting.
- Projects in the following types and categories will be given first priority for allocations:
 - SHOPP projects in categories identified as of higher priority than pavement rehabilitation.
 - STIP projects in the following categories:
 - AB 3090 cash reimbursements.
 - Required mitigation for construction projects already completed.
 - Local bridge projects matching Federal bridge (HBRR) funding.
 - Intercity rail seismic safety and track protection projects.
 - Planning, programming, and monitoring.
 - Projects funded with Federal Transportation Enhancement (TE) funding.
- Any remaining capacity will be allocated for the highest priority state highway pavement rehabilitation projects, as determined by the Department.

Stephen VanDenburgh, Santa Barbara COG, and Julie King, from Senator Maldonado's office, requested Commission consideration for a STIP allocation for the Santa Maria, Highway 101 six-lane widening project.

Linda Morshed, representing the City of Dana Point, asked that the Commission place relinquishment projects ahead of pavement rehabilitation projects citing cost savings and safety issues involved with the city's Route 1 relinquishment project.

Commissioner Balgenorth moved to adopt staff's recommendations. Commissioner Ghielmetti seconded the motion, which carried 6-1. (Commissioner Lindsey voted no; Commissioner Torres was absent)

- Per Commissioner Ghielmetti's request, schedule a workshop on Intercity Rail for a future Commission meeting. (Future Agenda Item)

ACTION: Diane Eidam

- Provide a comprehensive list of all STIP and SHOPP projects prioritized per the allocation plan and post on the web.

ACTION: David Brewer/Stephen Maller

4. • Commissioners' Meetings for Compensation 1.4

The List of Commissioners' Meetings for Compensation for the month of December 2005 was presented for approval. Commissioner Hallisey moved to approve the List. Commissioner Ghielmetti seconded the motion, which carried 7-0. (Commissioner Torres was absent)

5. • Report by Agency Secretary and/or Deputy Secretary 1.5

John Ferrera, Assistant Secretary Business, Transportation & Housing (BT&H), announced this would be his last meeting representing BT&H. On Monday, he will begin his appointment as policy director for Senate Majority Leader Dario Frommer. Mr. Ferrera said it was rewarding to work with the Commission and staff and complimented Executive Director Diane Eidam for her recent appointment of David Brewer as the Chief Deputy Director. Mr. Ferrera reiterated the importance that we continue to appeal to the California Congressional delegation on the Federal reauthorization issue.

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Chair Tavaglione presented Mr. Ferrera with a California Transportation Commission Honoring Resolution (JF 2005-01) commending him for his years of excellent service.

CALTRANS REPORT (#6 -8)

6. • Report by Caltrans' Director and/or Deputy Director 1.6

Will Kempton, Caltrans Director, thanked John Ferrera, Assistant Secretary BT&H, for the assistance he has given him in the past and will continue to seek his advice in the future. Mr. Kempton thanked the Commissioners who attended his January 19 reception.

The following appointments have been made since the last Commission meeting:

- Randell H. Iwasaki, Chief Deputy Director and Toll Bridge Seismic Retrofit Program Manager
- Cindy McKim, Chief Financial Officer
- Rick Land, Chief Engineer
- Norma Ortega, Chief of the Division of Budgets

Bimla Rhinehart was commended for her hard work as acting Chief of the Division of Budgets.

Mr. Kempton gave a PowerPoint presentation on the storm damage in Southern California. He estimated that \$85 million is needed for storm cleanup and repair, which exceeds the reserve by \$40 million. The Governor has issued a disaster proclamation for eight counties in the State. Mr. Kempton thanked the Caltrans staff and maintenance employees for being the first on the scene to help out during the disaster. Chair Tavaglione commended Districts 7 and 8 for doing such a great job with the cleanup after the storms.

Mr. Kempton announced meetings on Goods Movement have been scheduled for today, January 27 and 28.

7. • Caltrans Monthly FY 2004-05 Finance Report and 3.1
Revised Cash Flow Report

Bimla Rhinehart, Caltrans, gave a PowerPoint presentation reviewing the Caltrans Monthly Finance Report. Ms Rhinehart announced that the assumptions will be updated on a monthly basis and compared to the base.

- Assess the weight fee impacts on the cash forecast and report at the March Commission meeting. (March Agenda Item)

ACTION: Norma Ortega

8. • Status Report on Previously Approved GARVEE 3.6
Projects Not Yet Awarded

Ross Chittenden, Caltrans, presented the monthly status report on the previously approved GARVEE projects. The two projects in Los Angeles County that went out to bid in January came in very high, which is mainly due to increased steel prices. There has also been a decline in the number contractors bidding these jobs. Commissioner Balgenorth questioned how much bonding has affected the prices on these jobs, stating he may consider introducing legislation to address this issue.

- Report back at the March Commission meeting on the funding gap for the Los Angeles, Route 5 HOV Lane GARVEE project. (March Agenda Item)

ACTION: Ross Chittenden

- Report back at a later date on other issues related to the GARVEE report, including the impact on surety bonds, bidding on projects, interest paid, etc.

ACTION: Ross Chittenden

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BUDGET AND LEGISLATION (#9-11)

9. • Presentation of the Governor's Proposed FY 2005-06 Budget 4.2

Norma Ortega, Caltrans, presented a brief overview of the Proposed FY 2005-06 budget, released by the Governor on January 10, highlighting the significant changes to the transportation budget. Ms. Ortega reviewed the uncertainties Caltrans faces and the changes we can expect in the future. The local assistance Environmental Enhancement and Mitigation (EEM) Program has been removed from the FY 2005-06 budget.

Commissioner Lindsey asked whether there were any plans to diminish the present 22,000 Caltrans employees, since their workload has been drastically reduced; suggesting they keep a minimum core of employees and use the private sector for fluctuating workloads. Will Kempton, Caltrans, stated they plan to look closely at workload indicators as they move into performance measures over the next couple of months. Mr. Kempton stated their goal is to avoid program instability over the next two years balanced with enough staff necessary to do the job.

10. • Report by State Treasurer's Office (STO) on the Tribal Gaming Funds 4.4

Item #10 was withdrawn prior to the meeting.

11. • State and Federal Legislative Matters * 4.1

*The Commission may consider bills or resolutions newly introduced, recently amended, or calendared for Legislative committee or floor action, subsequent to publication of this agenda. For further information, call Executive Director Diane Eidam at (916) 654-4245.

Deputy Director Robert Chung reviewed two legislative bills that merit monitoring.

- ACA 4 (Plescia, Harman and Bogh) would delete the provision authorizing the Governor and the Legislature to suspend the transfer of revenues from the General Fund to the Transportation Investment Fund for a fiscal year during a fiscal emergency; and
- SCA 2 (McClintock) would involve a major change to the current budget process. SCA 2 is similar to the Governor's proposal to change the current budget process. Mr. Chung noted that the California Chamber of Commerce has filed an initiative that contains the Governor's proposal.

REGIONAL AGENCIES AND RURAL COUNTIES REPORT (#12-13)

12. • Report by Regional Agencies Moderator 1.7

Celia McAdam, RTPA, expressed the RTPAs appreciation for the Commission's support for funding Planning Programming and Monitoring (PPM). The tiered approach to the 2006 STIP process in the Commission's 2004 Annual Report to the California Legislature was reviewed.

The Regional Transportation Planning Agencies (RTPAs) were invited by the Little Hoover Commission to comment on the Governor's proposal to reorganize commissions and boards. Ms. McAdam said the RTPAs were glad the Commission was not cut, and it was their feeling that consolidating High-Speed Rail with the Commission was a good idea, but that implementation needed further review.

Ms. McAdam expressed the RTPAs appreciation to John Ferrera, Assistant Secretary BT&H, especially for the work he has done on TEA-21 reauthorization. They are also looking forward to having a powerful friend in the Legislature. The RTPAs thanked the Commission for appointing David Brewer as the new Chief Deputy

13. • Report by Rural Counties Task Force Chair 1.8

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Katherine Mathews, RCTF Chair, presented issues that were discussed at the Rural Counties Task Force (RCTF) meeting held prior to the Commission meeting. Ms. Mathews highlighted the Route 199 SHOPP project on the Consent Calendar (Tab #29), as a good illustration of the issues rural counties are facing. The rural counties appreciated the January 19 workshop and look forward to working with Chief Deputy David Brewer and the Commission. Recognition was given to Mr. Brewer for keeping the rural counties well informed regarding the GARVEE bond issues. Ms. Mathews wished John Ferrera, Assistant Secretary BT&H, well on his appointment to work with the legislature.

INFORMATION CALENDAR (#14-21)

IC

Deputy Director Stephen Maller presented the Information Calendar agenda Items #14 through #21 and noted they were information reports that were deemed by staff not to raise any issues.

14. IC • Informational Report on Emergency G-11 Allocations. 2.5f.(1)
12 projects totaling \$19,191,500.

This item was presented on the Information Calendar.

15. IC • Informational Report on SHOPP Safety G-01-10 2.5f.(4)
Allocations. Four projects totaling \$10,739,000.

This item was presented on the Information Calendar.

16. IC • Monthly Report on Status of Projects Previously Voted 3.2
but Not Awarded

This item was presented on the Information Calendar.

17. IC • Monthly Report on Projects Amended into the SHOPP 3.3
by Department Action

This item was presented on the Information Calendar.

18. IC • Monthly Report on Local Assistance STIP Projects 3.4
Previously Voted but not Awarded

This item was presented on the Information Calendar.

19. IC • Status of STIP Cash Commitments for AB 3090 3.5
Reimbursements and GARVEE Debt Service

This item was presented on the Information Calendar.

20. IC • Pending Traffic Congestion Relief (TCR) Project 4.3b.
Letters of No Prejudice (Letter) Requests, per
Resolution G-03-12 – Eight Letter requests totaling
\$595,425,000.

This item was presented on the Information Calendar.

21. IC • Aeronautics Account Pending Allocations – 4.3c.
18 Projects totaling \$3,084,200

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This item was presented on the Information Calendar.

END OF INFORMATION CALENDAR

CONSENT CALENDAR (#22-37)

CC

Deputy Director Robert Chung recommended approving the Consent Calendar Items #22 through #37 with the following modifications: Items #31 and #36 were withdrawn, Items #48 and 53 were added, and the changes to Items #28, #34, #36, and #37, as referenced on the "Changes to the CTC Agenda" pink handout were noted. Item #32 requires six votes to be approved. Commissioner Lawrence requested Item #34 be pulled off the Consent Calendar for discussion.

Commissioner Hallisey moved to approve the Consent Calendar, as recommended by staff, and to remove Item #34, as requested by Commissioner Lawrence. Commissioner Balgenorth seconded the motion, which carried 7-0. (Commissioner Torres was absent)

22. CC • STIP Amendment 04S-008 2.1a.(2)
- The Santa Cruz County Regional Transportation Commission (SCCRTC) is requesting this amendment. SCCRTC proposes to delete 16 local transportation projects totaling \$6,363,000 in RIP Construction funds programmed in FY 2005-06 and FY 2006-07 and reprogram the \$6,363,000 to RIP Construction in FY 2006-07 for the MetroBase Consolidated Operations Facility project (PPNO 0924), formerly known as the Consolidated Bus Operations Facility project. The affected local agencies are in agreement with deleting the projects.

This item was approved on the Consent Calendar.

23. CC • STIP Amendment 04S-009 2.1a.(3)
- The City of Goleta (City) and Santa Barbara County Association of Governments (SBCAG) are requesting this amendment. The City and SBCAG propose to move \$1,201,000 of RIP R/W funds in FY 2005-06 from the Fowler Road and Ekwill Street Extension project (PPNO 4611) to a new Ellwood Overhead Replacement project (PPNO 1840) as follows: \$222,000 in FY 2005-06 and \$979,000 in FY 2007-08.

This item was approved on the Consent Calendar.

24. CC • STIP Amendment 04S-010 2.1a.(4)
- The Orange County Transportation Authority (OCTA) is requesting this amendment. OCTA requests the Commission approve this amendment for AB 3090 Replacement. OCTA will use local federal funds to replace \$19,043,000 in RIP funds programmed for R/W and R/W Support on the Imperial Highway Grade Separation project (PPNO 4434) and program a total of \$19,043,000 in RIP funds in FY 2006-07 for a replacement project (PPNO 4434A) to be identified at a later date.

This item was approved on the Consent Calendar.

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25. CC • STIP Amendment 04S-011 2.1a.(5)
- The Riverside County Transportation Commission (RCTC) is requesting this amendment. RCTC proposes to extend the project limits for the Route 91 High Occupancy Vehicle (HOV) Lanes project (PPNO 0092A) in Riverside County to close the gap of the HOV lane in the eastbound direction, between Adams Street and Mary Street. Programmed RIP funds of \$13,070,000 for the design phase will remain the same.

This item was approved on the Consent Calendar.

26. CC • STIP Amendment 04S-012 2.1a.(6)
- The Mendocino Council of Governments (MCOG) is requesting this amendment. MCOG proposes to augment the project scope of the Ukiah and Talmage Pedestrian Facilities project (PPNO 4100P) in Mendocino County to include Fircrest Drive Pedestrian Facility. There is no change in the total project cost. This is a revenue neutral programming action.

This item was approved on the Consent Calendar.

27. CC • STIP Amendment 04S-013 2.1a.(7)
- The Modoc County Transportation Commission (MCTC) is requesting this amendment. MCTC proposes to delete the following two RIP projects in Modoc County: Alturas Highway 299 Widening (PPNO 0053) for \$47,000 and Cedar Pass Truck Escape Ramp (PPNO 3105) for \$99,000. The unexpended RIP funds of approximately \$146,000 shall be returned to the Modoc County's unprogrammed share balance.

This item was approved on the Consent Calendar.

28. CC • Traffic Congestion Relief (TCR) Application Amendment Approval. Four application amendments, no net change in TCR funding. Resolution TAA-05-01, Amending Resolutions TA-01-07, TA-02-04, and TAA-02-06 2.1c.(2)
- Project #16.2 – Route 4; construct one or more phases of improvements to widen freeway to eight lanes from Railroad Avenue through Loveridge Road, including two high-occupancy vehicle lanes; and to six or more lanes from east of Loveridge Road through Hillcrest. The Contra Costa Transportation Authority requests amendment to update project schedule and funding plan previously approved under Resolution TAA-02-06.
- Project #62 – Route 91; add HOV lanes through downtown Riverside, ~~Mary~~ Adams Street to Route 60/215 junction in Riverside County. The Riverside County Transportation Commission requests amendment to revise project scope, and update project schedule and funding plan previously approved under Resolution TA-01-07.

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-- Project #88.1 – Route 5; realign freeway at Virginia Avenue, approaching San Ysidro Port of Entry to Mexico in San Diego County. The Department requests amendment to designate this sub-project as – Realignment of southbound lanes, refine project scope, transfer \$300,000 in TCR funds to TCR Sub-project #88.2, and update schedule and funding plan previously approved under Resolution TA-02-04.
(Related item under 2.6e.)

-- Project #88.2 – Route 5; realign freeway at Virginia Avenue, approaching San Ysidro Port of Entry to Mexico in San Diego County. The Department requests amendment to designate this sub-project as – Improve channelization of existing crossings, refine project scope, receive transfer of \$300,000 in TCR funds from TCR Sub-project #88.1, and update schedule and funding plan previously approved under Resolution TA-02-04.
(Related item under 2.6e.)

This item was approved on the Consent Calendar.

Projects #41.1 and #41.2 were withdrawn prior to the Commission meeting, as referenced on the pink “Changes to CTC Agenda.”

29. CC • Approval of Project for Future Consideration of Funding – Route 199 in Del Norte County – Realign curves near Patrick Creek (ND). Resolution E-05-01 2.2c.(1)

This item was approved on the Consent Calendar.

30. CC • Approval of Project for Future Consideration of Funding – Route 26 in San Joaquin County – Curve correction near Linden (ND). Resolution E-05-02 2.2c.(2)

This item was approved on the Consent Calendar.

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31. CC • Eight Relinquishment Resolutions 2.3c.

-- 4-Sol-37-KP 12.9 Route 37 in the City of Vallejo
Resolution R-3593

-- 6-Fre-180-KP R89.0/R91.0 Route 180 in the
City of Fresno
Resolution R-3594

-- 6-Ker-14-KP 29.9/30.5 Route 14 in the County of
Kern
Resolution R-3595

-- 8-Riv-79-PM 2.5/4.5 & 15.6/19.4 Route 79 in the
City of Temecula
Resolution R-3596

-- 12-Ora-1-PM 0.96/4.63 Route 1 in the
City of Dana Point
Resolution R-3597

-- 12-Ora-5-PM 39.1/39.2 Route 5 in the City of
Anaheim
Resolution R-3598

-- 12-Ora-73-PM 4.8/5.6 Route 73 in the
City of Newport Beach
Resolution R-3599

-- 12-Ora-73-PM 5.6/5.9 Route 73 in the
County of Orange
Resolution R-3600

Item #31 was removed from the Consent Calendar. Deputy Director Stephen Maller recommended the Commission approve five of the eight relinquishment resolutions and defer Relinquishment Resolutions R-3597, City of Dana Point, R-3599 City of Newport Beach, and R-3600 County of Orange. The allocation criteria developed at yesterday's workshop revealed insufficient funds exist to fund relinquishments that have allocation requests associated with them. The five relinquishments recommended for approval are not requesting allocation of funds at this time. The three relinquishments recommended for deferral have allocation requests pending under subsequent agenda items. Staff requested that the Chair inquire if the three agencies would be willing to proceed with relinquishment, but defer allocation of funds to subsequent fiscal years.

Chair Tavaglione asked if any representatives from those three agencies were in the audience and wished to appear before the Commission.

Aaron Adams, City of Temecula, stated they are willing to defer payment.

Linda Morshed, representing the City of Dana Point, reported the City is not in a position to take delayed payment and asked the Commission to defer their decision until their City Council has a chance to meet and discuss this issue.

Commissioner Hallisey moved to defer the three relinquishment resolutions, as recommended by staff. Commissioner Balgenorth seconded the motion, which carried 7-0. (Commissioner Torres was absent)

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32. CC • Eight Resolutions of Necessity 2.4b.
6 Ayes Resolutions C-18988 through C-18995

This item was approved on the Consent Calendar.

33. CC • Airspace Lease Direct Negotiations - Request to 2.4c.
Extend Twenty Percent Lease Rate Reduction to
Sacramento Regional Transit District

This item was approved on the Consent Calendar.

34. CC • Director's Deeds 2.4d.
Items #2 through #16
Excess Lands - Return to State: \$1,210,316
Return to Others: \$0

This item was removed from the Consent Calendar for separate discussion. Commissioner Lawrence stated that although public policy allows for a property to be sold without a public auction, he felt that the appraised selling price was low and not in the best interest for the State of California. After a lengthy discussion, Commissioner Lawrence recommended the following six Director's Deeds be pulled from this month's agenda and resubmitted at the March meeting: 09-08 (DD 007352-01-01), 10-08 (DD 013406-01-01), 11-08 DD (014758-01-01), 14-12 (DD 073891-01-01), 15-12 (DD 073897-01-01), 16-12 (DD 073898-01-01). He further recommended that all other Director's Deeds be approved. Director's Deed #1, DD# 017881-01-03 was withdrawn prior to the Commission meeting, as referenced on the pink "Changes to CTC Agenda."

Commissioner Ghielmetti moved to withdraw the six director's deeds from consideration and have Caltrans resubmit them at the March meeting, as recommended by Commissioner Lawrence and approve the remaining director's deeds. Commissioner Lindsey seconded the motion, which carried 7-0. (Commissioner Torres was absent)

- Report back at the March Commission meeting regarding further details about the six Director's deeds which were not voted at the January meeting. (March Agenda Item)

ACTION: Barry Cowan

35. CC • Financial Allocation for Eight Minor SHOPP Safety 2.5a.(3)
Projects totaling \$3,847,000 plus \$110,000 from other
sources. Resolution FP-04-21

This item was approved on the Consent Calendar.

36. CC • Financial Allocation for 10 SHOPP Projects totaling 2.5b.(1)
\$38,880,500. Resolution FP-04-22

This item was removed from the Consent Calendar for discussion. Deputy Director Stephen Maller reviewed the financial allocation request for ten SHOPP projects. Due to the outcome of the allocation workshop held January 19, Mr. Maller recommended the Commission approve nine of the ten projects in accordance with the SHOPP allocation plan but not approve Project #10 (PPNO 2209) City of Dana Point at this time.

Project #3, Solano County (PPNO 5001A) was withdrawn prior to the Commission meeting, as referenced on the pink "Changes to CTC Agenda."

Commissioner Lindsey moved to allocate funds to all projects except Dana Point, as recommended by staff. Commissioner Ghielmetti seconded the motion, which carried 7-0. (Commissioner Torres was absent)

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37. CC • Traffic Congestion Relief (TCR) Project Allocation 2.6e.
 Amendment Approval. Two allocation amendment
 requests, no net change in TCR funding.
 Resolution TFP-05-01

Projects #41.1 and #41.2 were withdrawn prior to the Commission meeting, as referenced on the pink "Changes to CTC Agenda."

This item was approved on the Consent Calendar.

END OF CONSENT CALENDAR

POLICY, PROGRAM AND PROJECT BUSINESS MATTERS (#38-60) 2.

38. • STIP Amendment 04S-006 2.1a.(1)
 The Imperial Valley Association of Governments (IVAG) is requesting this amendment. IVAG proposes to transfer \$276,000 of the \$3,300,000 in RIP funds from Construction to PS&E in FY 2006-07 for the Dogwood Road Widening project (PPNO 0520). IVAG is also requesting the Commission approve an AB 3090 Reimbursement for the \$3,300,000. The County of Imperial will use local funds to replace \$3,300,000 in RIP funds programmed in FY 2006-07 with later reimbursement (PPNO 0520A) in FY 2008-09.

Chief Deputy Director David Brewer reviewed Imperial County's request for approval of the AB 3090 cash reimbursement of \$3.3 million in 2008-09 for the Dogwood Road widening. Imperial County plans to do the project in 2004-05 with non-STIP funds. The local funds would come as a loan, apparently to be secured by local sales tax revenues.

Mr. Brewer referred to the letter received by the Commission dated January 11 from Timothy B. Jones, the Director of County of Imperial Public Works Department. Although he felt the letter was in the right spirit, he was not sure it provided the necessary assurance that Imperial County does not expect the AB 3090 repayment to cover the loan. Bob Hamm, Imperial Valley Association of Governments, announced they are committing local Measure D and federal subvention funds and are not committing state funds. With this assurance that state funds are not pledged to repay a private loan, Mr. Brewer recommended approval.

Commissioner Ghielmetti moved to approve the STIP amendment, as recommended by staff. Commissioner Balgenorth seconded the motion, which carried 7-0. (Commissioner Torres was absent)

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39. • STIP Amendment 04S-014 2.1a.(8)

The Los Angeles County Metropolitan Transportation Authority (LACMTA) is requesting this amendment. LACMTA proposes to move \$65,847,000 in RIP funds in FY 2008-09 from Interstate 5 - Carmenita Interchange project (PPNO 2808A) to Interstate 5/Route 14 Carpool Lane Direct Connector project (PPNO 0168M) in FY 2008-09. In addition, LACMTA is requesting \$44,231,000 in previously approved AB 3090 replacement project funding be designated for PPNO 2808A in FY 2005-06 and \$8,247,000 be designated for PPNO 0168M in FY 2008-09 for a total of \$52,505,000. This amendment is revenue neutral programming adjustment that formally designates \$52,505,000 from various projects previously approved for AB 3090 Replacement.

Chief Deputy Director David Brewer reviewed this STIP. He noted that, as originally presented for notice in December, advancing the delivery of Carmenita would have been dependent on GARVEE bond and TCRP funding for right-of-way to keep the project on schedule. With the MTA's revised financial plan, that issue was removed. Mr. Brewer recommended approval.

Commissioner Lindsey moved to approve the STIP amendment, as recommended by staff. Commissioner Balgenorth seconded the motion, which carried 7-0. (Commissioner Torres was absent)

40. • STIP Amendment 04S-015 2.1a.(9)

The Tulare County Association of Governments (TCAG) is requesting this amendment. TCAG proposes to move \$4,082,000 of RIP funds programmed under the Tulare Transportation Enhancement (TE) Reserve (PPNO D006) in FY 2005-06 through FY 2008-09 to eight new eligible projects.

Chief Deputy Director David Brewer reviewed Item #40. He noted that this amendment, when noticed last month, was not revenue neutral. Since the revised amendment was now revenue neutral, Mr. Brewer recommended approval.

Commissioner Lindsey moved to approve the amendment. Commissioner Ghielmetti seconded the motion, which carried 7-0. (Commissioner Torres was absent)

41. • One Vacation Resolution 2.3d.

Item #41 was withdrawn prior to the meeting.

42. • Resolution of Necessity - Appearances 2.4a.(1)
 -- Pablo Guerrero, et al.
 6 Ayes 06-Fre-180-KP 88.20
 Resolution C-18986

Deputy Director Stephen Maller introduced the Resolution of Necessity Hearing, reviewed the statutory requirements for the hearing, and described the project. Chair Tavaglione asked whether the property owner or his representative were present in the audience and wished to address the Commission on this item. With no one responding, Mr. Maller recommended the Commission approve the resolution.

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Commissioner Hallisey moved to approve the Resolution of Necessity. Commissioner Balgenorth seconded the motion. Chair Tavaglione ordered a roll call vote. The motion carried 7-0 as follows:

AYES: Commissioners Balgenorth, Bergeson, Ghielmetti, Hallisey, Lawrence, Lindsey, and Tavaglione (7)

NOES: None (0)

ABSENT: Commissioner Torres

43. -- MRCD-Parson 99, Inc., Viacom Outdoor (Lessee) 2.4a.(2)
6 Ayes 10-Mer-99-KP 20.5 Resolution C-18987

Deputy Director Stephen Maller introduced the Resolution of Necessity Hearing, reviewed the statutory requirements for the hearing, and described the project. Chair Tavaglione asked whether Steve Hassing or any representative was present in the audience and wished to address the Commission on this item. With no one responding, Mr. Maller recommended the Commission approve the resolution.

Commissioner Hallisey moved to approve the Resolution of Necessity. Commissioner Ghielmetti seconded the motion. Chair Tavaglione ordered a roll call vote. The motion carried 7-0 as follows:

AYES: Commissioners Balgenorth, Bergeson, Ghielmetti, Hallisey, Lawrence, Lindsey, and Tavaglione (7)

NOES: None (0)

ABSENT: Commissioner Torres

44. • Report by Department of Water Resources on Seismic 4.6
Retrofit of DWR Bridges on Local Roads

Deputy Director Stephen Maller introduced Items #44 and #45. Rich Sanchez, the California Department of Water Resources (DWR), gave a PowerPoint presentation detailing DWR's local seismic safety retrofit program. Of the 150 bridges that DWR owns, it is estimated that 24 could need seismic retrofit.

Commissioner Ghielmetti asked why it has taken so long to do the analysis to determine whether these bridges are deficient. Mr. Sanchez stated there is a 55/45 split on funding on DWR bridges with the Federal government. DWR is now working closely with the Federal government, and he estimated they can start the analysis of the deficient bridges in July 2005. Mr. Sanchez said they have their funding in place now and DWR is committed to completing the seismic work. They will be doing the work using either their own staff or outside consultants.

Mr. Maller restated that DWR now has finance in place to match federal dollars and are ready to start and anticipate completing the project in two years. Staff recommends DWR return in one year to give an update.

- Request that DWR report back in one year regarding the status of seismic retrofitting of DWR bridges. (January 2006 Agenda Item)

ACTION: Ross Chittenden

- Provide Commissioners and staff with copies of the Department's Quarterly Seismic Retrofit Reports to the Legislature.

ACTION: Ross Chittenden

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45. • Report by Bay Area Rapid Transit District (BART) on 4.5
Seismic Retrofit of Local Bridges

Tom Horton, BART Group Manager, gave a PowerPoint presentation on the Bay Area Rapid Transit (BART) Earthquake Safety Program. Mr. Horton reviewed the project's background, work completed to date, funding, current status and schedule. Bond Measure AA, approved by Bay Area voters at the November 2004 election, now provides the required funds to complete the seismic upgrade of the BART bridges.

46. • Goods Movement Advisory Committee Mission 4.7
Statement

Assistant Deputy Director Annette Gilbertson presented the new Goods Movement Advisory Committee Mission Statement for adoption.

Commissioner Lindsey moved to adopt the Mission Statement, as presented by staff. Commissioner Ghielmetti seconded the motion, which carried 5-0. (Commissioners Torres, Balgenorth and Hallisey were absent)

47. • Financial Allocation for Ten Minor Projects totaling 2.5a.(1)
\$5,150,000. Resolution FP-04-20

Deputy Director Stephen Maller presented the financial allocation request for ten minor SHOPP projects valued at \$5.1 million that are delivered and ready for allocation of funds. Mr. Maller recommended approval of all projects except Projects #9 (EA 029301) and #10 (EA 091501). Projects #9 and 10 are relinquishment allocation requests not included in the FY 2004-05 allocation plan criteria.

Commissioner Lindsey moved to approve the allocation, as recommended by staff. Commissioner Ghielmetti seconded the motion, which carried 5-0. (Commissioners Torres, Balgenorth and Hallisey were absent)

48. • Financial Allocation for Three SHOPP Projects 2.5b.(2)
totaling \$4,305,000 Amended into the SHOPP by
Departmental action. Resolution FP-04-23

Item #48 was added to the Consent Calendar and approved on consent.

49. • Financial Allocation Amendment to Rescind One 2.5b.(4)
SHOPP Project for \$2,982,000.
Resolution FP-04-28, Amending Resolution FP-03-37

Deputy Director Stephen Maller presented Item #49, which is a financial allocation amendment for \$3 million for Route 39 repairs in Los Angeles County. A retaining wall was designed without doing adequate soil investigations. After the project was designed, a soil investigation revealed the site was comprised of fractured rock, and the project would now cost a total of \$5 million. The Department is requiring approval to de-allocate the funds and plans to reprogram the project at a higher cost in the FY 2005-06 SHOPP.

Commissioner Ghielmetti moved to approve to de-allocate funds. Commissioner Lawrence seconded the motion, which carried 6-0. (Commissioners Torres and Hallisey were absent)

	<u>Item Description</u>	<u>Ref. #</u>
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50. • Financial Allocation for one State Administered STIP 2.5c.(1)
Project on the State Highway System for \$11,800,000.
(Previously approved as AB 3090 Reimbursement.)
~~Resolution FP-04-24~~

Deputy Director Stephen Maller reviewed a request to convert an AB 3090 cash reimbursement to a regular STIP allocation. Mr. Maller recommended the Commission not approve the allocation request and reschedule the AB 3090 cash reimbursement to FY 2005-06.

Commissioner Balgenorth moved to not approve the allocation request but to reschedule the AB 3090 cash reimbursement to FY 2005-06, as recommended by staff. Commissioner Lawrence seconded the motion, which carried 6-0. (Commissioners Torres and Hallisey were absent)

51. • Financial Allocation for Two Locally Administered 2.5c.(10)
AB 3090 Cash Reimbursement projects totaling
\$5,728,000. Resolution FP-04-27

Deputy Director Stephen Maller reviewed and recommended that the Commission allocate funds to the AB 3090 cash reimbursement projects under Item #51.

Commissioner Balgenorth moved to allocate funds to the projects, as recommended by staff. Commissioner Lawrence seconded the motion, which carried 6-0. (Commissioners Torres and Hallisey were absent)

52. • Financial Allocation for 12 Locally Administered STIP 2.5c.(5)
Transportation Enhancement Projects totaling
\$6,912,000 plus \$15,992,000 from other sources.
Resolution FP-04-25

Deputy Director Stephen Maller reviewed and recommended that the Commission allocate funds to the 12 STIP transportation enhancement (TE) projects under Item #52.

Commissioner Lindsey moved to allocate funds to the projects, as recommended by staff. Commissioner Lawrence seconded the motion, which carried 6-0. (Commissioners Torres and Hallisey were absent)

53. • Financial Allocation for One Locally Administered 2.5c.(9)
Statewide Transportation Enhancement (STE) Project
for \$1,241,000 plus \$234,000 from other sources.
Resolution FP-04-26

Item #53 was added to the Consent Calendar and approved on consent.

54. • Financial Allocation Amendment for Two Locally 2.5c.(11)
Administered STIP Bridge Replacement Projects in
Sierra County for \$146,000.
Resolution FP-04-29, Amending Resolution FP-02-65

Deputy Director Stephen Maller reviewed Item #54. Sierra County received allocations from the Commission to match federal Highway Bridge Rehabilitation and Replacement (HBRR) Program funds to replace two bridges. The bids came in higher than expected and Sierra County has decided to move \$80,000 from the Goodyear Creek Bridge replacement project to the Sierra Buttes Road Bridge replacement project, so they can proceed with at least one bridge. The Goodyear Creek Bridge project will be proposed for reprogramming in the 2006 STIP. Mr. Maller recommended that the Commission approve the allocation amendment request.

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Tim Beals, Sierra County Director of Transportation, reviewed the history of the projects and thanked the Commission for their cooperation. Ross Chittenden, Caltrans, reported that they are exploring a finance bank program to get a loan as another option.

Commissioner Balgenorth moved to approve the allocation amendment request, as recommended by staff. Commissioner Ghielmetti seconded the motion, which carried 6-0. (Commissioners Torres and Hallisey were absent)

55. • Financial Allocation for One SHOPP Project for 2.5d.
\$14,500,000 that Exceeds 20 Percent of the
Programmed Amount. Resolution FP-04-30

Ross Chittenden, Caltrans, reviewed the \$14.5 million allocation request for the Van Duzen River Bridge Project that is programmed in the 2004 SHOPP. Construction costs have greatly increased due to rising concrete and steel prices. This allocation request does count against the \$900 million STIP/SHOPP allocation capacity for FY 2004-05.

Commissioner Balgenorth moved to allocate the funds, as requested by the Department. Commissioner Lindsey seconded the motion, which carried 6-0. (Commissioners Torres and Hallisey were absent)

56. • Budget Revision to Exchange \$22,700,000 of Capital 2.5g.
Outlay State Highway Operation and Protection Plan
(SHOPP) State Funds for Local Assistance Federal
Trust Fund Dollars for Projects Programmed in the Safe
Routes to Schools Program. Resolution FM-04-03

Bimla Rhinehart, Caltrans, reviewed the SB 1087 Safe Routes to School Program (SR2S) Program and requested the Commission increase the program's funding to \$22.7 million by decreasing the funding of the Railroad Grade Crossing Protection Program and Hazard Elimination and Safety Program, and swap state and federal funds so that the SR2S program can be funded with state only funds.

Laura Quintana, Caltrans Local Assistance, explained the reasoning for the budget revision exchange and the Department's plan to request an additional \$361 million allocation for local assistance at the March 2005 Commission meeting at which time the Railroad Grade Crossing Protection and Hazard Elimination and Safety Programs would be restored to their original amounts.

Mr. Maller recommended that the Commission approve the SR2S budget revision and asked that in the future the Department include more details in their book items when requesting these changes. Ms. Rhinehart responded that the Department will provide more detail in the future.

Commissioner Bergeson moved to approve the budget revision request. Commissioner Balgenorth seconded the motion, which carried 4-1-1. (Commission Lawrence voted no, Commissioner Lindsey abstained and Commissioners Hallisey and Torres were absent).

57. • Request for Waiver of Assembly Bill 1012 Fifth Cycle 2.8f.
"Use it or Lose It" Provisions for Regional Agency
Apportioned Federal Funds for three Agencies totaling
\$4,664,282. Waiver-05-02

Deputy Director Stephen Maller reviewed the waiver request for the AB 1012 Use it or Lose it provisions. Mr. Maller recommended that the Commission approve the 6-month extensions for Transportation Enhancement (TE) funds and 12-month extensions for RSTP funds and redirect back to each county its AB 1012 fifth cycle funds.

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Commissioner Lindsey moved to approve the extension request. Commissioner Bergeson seconded the motion, which carried 6-0. (Commissioners Torres and Hallisey were absent)

58. • Request to Extend the Period of Project Completion for One Intercity Rail STIP Project on the Pacific Surfliner Route for \$132,000. ~~Waiver 05-01~~ 2.8c.

Deputy Director Stephen Maller reviewed the Department's request to extend the project deadline for the Pacific Surfliner Global Positioning System (GPS) Project. The Department provided acceptable reasons for the delay but did not specify how long of an extension is needed. Mr. Maller suggested the Commission table the Department's request until the March meeting.

Commissioner Lawrence moved to table the extension request, as recommended by staff. Commissioner Ghielmetti seconded the motion, which carried 6-0. (Commissioners Torres and Hallisey were absent)

59. • STIP Amendment 04S-017
The Butte County Association of Governments (BCAG) is requesting this amendment. BCAG proposes to delete \$442,000 in RIP Construction funds from FY 2005-06 on the Skyway/Wagstaff Signalization project (PPNO 2L120) and program \$263,000 in RIP Construction funds in FY 2005-06 for a new project, the Route 99/162 Signalization project (PPNO 2420). The remaining \$179,000 will be returned to Butte County's unprogrammed share balance.

Chief Deputy Director David Brewer reviewed this STIP amendment notice and recommended that it be placed on the Consent Calendar for the March meeting.

60. • STIP Amendment 04S-018
The Riverside County Transportation Commission (RCTC) is requesting this amendment. RCTC is requesting the Commission approve this amendment for AB 3090 Replacement for the Route 60 Highway Occupancy Vehicle (HOV) Lanes project (PPNO 0033) in Riverside County. RCTC will use local Transportation Uniform Mitigation Fee (TUMF) funds to replace \$13,046,000 (\$9,785,000 in IIP and \$3,261,000 in RIP funds) programmed in FY 2004-05. RCTC will program \$13,046,000 in FY 2007-08 for a replacement project (PPNO 0116C) to be identified at a later date.

Chief Deputy Director David Brewer reviewed this STIP amendment notice and recommended that it be placed on the Consent Calendar for March.

Eric Haley, RCTC, spoke in support of the amendment.

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61. OTHER MATTERS / PUBLIC COMMENT (#61)**6.**

There were no other matters or public comments.

ADJOURN

There being no further business, the meeting adjourned at 1:55 p.m.

Diane C. Eidam, Executive Director

STATUS OF ACTION ITEMS
From
January 20, 2005 Commission Meeting

- 3 (1.3) Diane Eidam – Per Commissioner Ghielmetti’s request, schedule a workshop on Intercity Rail for a future Commission meeting. *(Future Agenda Item)*
- **This will be done and reported on at a Future 2005 Commission meeting.**
- 3 (1.3) David Brewer/Stephen Maller – Provide a comprehensive list of all STIP and SHOPP projects prioritized per the allocation plan and post on the web.
- **This has been done.**
- 7 (3.1) Norma Ortega – Assess the weight fee impacts on the cash forecast and report at the March Commission meeting. *(March Agenda Item)*
- **This will be discussed under March Tab #10 (Agenda Item 3.1).**
- 8 (3.6) Ross Chittenden – Report back at the March Commission meeting on the funding gap for the Los Angeles, Route 5 HOV Lane GARVEE project. *(March Agenda Item)*
- **This will be discussed under March Tab # 12 (Agenda Item 3.6).**
- 8 (3.6) Ross Chittenden – Report back at a later date on other issues related to the GARVEE report, including the impact on surety bonds, bidding on projects, interest paid, etc.
- **A letter response will be provided to Commissioners and staff.**
- 34 (2.4d) Barry Cowan – Report back at the March Commission meeting regarding further details about the six Director’s deeds which were not voted at the January meeting. *(March Agenda Item)*
- **This will be discussed under March Tab #65 (Agenda Item 2.4d.(2)).**
- 44 (4.6) Ross Chittenden – Request that DWR report back in one year regarding the status of seismic retrofitting of DWR bridges. *(January 2006 Agenda Item)*
- **This will be done and reported on at the January 2006 Commission meeting.**
- 44 (4.6) Ross Chittenden – Provide Commissioners and staff with copies of the Department’s Quarterly Seismic Retrofit Reports to the Legislature.
- **This will be discussed under March Tab #8 (Agenda Item 3.13).**